

PATENT
Attorney Docket No. 05725.1421-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Xavier BLIN et al.) Group Art Unit: 1611
Application No.: 10/529,266) Examiner: Kevin S. ORWIG
Filed: October 3, 2005) Confirmation No. 4160
For: GLOSSY NON-TRANSFER)
COMPOSITION COMPRISING A)
SEQUENCED POLYMER)
) VIA EFS-WEB

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patents, patent application publications, co-pending applications, and respective office actions are not enclosed as they are available on the Imaged File

Wrapper of PAIR. The non-patent literature document, Aldrich was cited by the Examiner in co-pending U.S. Patent Application No. 10/573,579, and accordingly, no copy is attached.

The United States Court of Appeals for the Federal Circuit held in *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003), that an "adverse decision" by another examiner may meet the materiality standard under the amended Rule 56, and thus, Applicants should disclose prior rejections of "substantially similar claim[s]" to the Office. See also M.P.E.P. § 2001.06(b). Accordingly, although Applicants are not representing that the Office Actions in the co-pending applications are material to the present application and are not admitting that any of the other claims are substantially similar, out of an abundance of caution, Applicants have listed the substantive Office Actions in co-pending applications on the attached form.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following is a statement regarding the non-English language documents:

1. [EP 0 080 976](#): An English language Derwent abstract of this document is listed on the attached IDS Form PTO/SB/08, and a copy of the abstract is submitted herewith.
2. [EP 0 549 494](#): This document is believed to be related to U.S. Patent Nos. 5,756,635 and 6,258,916, cited on the attached IDS Form PTO/SB/08.
3. [EP 0 550 745](#): The European Patent Office's website indicates that WO 93/001797, cited on IDS Form PTO/SB/08 submitted on July 19, 2006, takes the place of EP 0 550 745, cited on the attached IDS Form PTO/SB/08. EP 0 550 745 and WO 93/001797 are believed to be related to U.S. Patent No. 5,519,063, cited on IDS

Form PTO/SB/08 submitted on July 19, 2006 and having been considered by the Examiner.

4. **EP 0 667 146**: This document is believed to be related to U.S. Patent Nos. 6,120,781 and 6,132,742,
5. **EP 0 750 031**: This document is believed to be related to U.S. Patent No. 6,881,780, cited on the attached IDS Form PTO/SB/08.
6. **EP 0 847 752**: This document is believed to be related to U.S. Patent No. 6,649,173, cited on the attached IDS Form PTO/SB/08.
7. **EP 0 861 859**: This document is believed to be related to U.S. Patent No. 6,140,431, cited on the attached IDS Form PTO/SB/08.
8. **EP 0 951 897**: This document is believed to be related to U.S. Patent No. 6,180,123, cited on the attached IDS Form PTO/SB/08.
9. **EP 1 024 184**: This document is believed to be related to U.S. Patent No. 6,399,691, cited on the attached IDS Form PTO/SB/08.
10. **EP 1 043 345**: This document is believed to be related to U.S. Patent No. 6,692,733 B1 cited on IDS Form PTO/SB/08 submitted on January 17, 2008, and having been considered by the Examiner.
11. **EP 1 066 817**: This document is believed to be related to U.S. Patent No. 6,342,237, cited on the attached IDS Form PTO/SB/08.
12. **EP 1 201 221**: This document is believed to be related to U.S. Publication No. 2002/0098217, cited on the attached IDS Form PTO/SB/08.
13. **EP 1 279 398**: This document is believed to be related to U.S. Publication No. 2003/0059392 A1 cited on IDS Form PTO/SB/08 submitted on January 17, 2008, and having been considered by the Examiner.

14. **EP 1 356 799**: This document is believed to be related to U.S. Publication Nos. 2003/0003154 and 2005/0201958, and U.S. Patent Nos. 6,946,518 and 7,358,303, cited on the attached IDS Form PTO/SB/08.

15. **EP 1 366 741**: This document is believed to be related to U.S. Publication No. 2004/0039101 A1 cited on IDS Form PTO/SB/08 submitted on January 17, 2008, and having been considered by the Examiner.

16. **EP 1 366 744**: This document is believed to be related to U.S. Publication No. 2004/0009136 A1 cited on IDS Form PTO/SB/08 submitted on January 17, 2008, and having been considered by the Examiner.

17. **FR 2 077 143**: This document is believed to be related to U.S. Patent No. 3,910,862, cited on the attached IDS Form PTO/SB/08.

18. **FR 2 079 785**: This document is believed to be related to U.S. Patent No. 3,673,160, cited on the attached IDS Form PTO/SB/08.

19. **FR 2 140 977**: An English language Derwent abstract of this document is listed on the attached IDS Form PTO/SB/08, and a copy of the abstract is submitted herewith.

20. **FR 2 232 303**: This document is believed to be related to U.S. Patent Nos. 3,937,811 and RE29871, cited on the attached IDS Form PTO/SB/08.

21. **FR 2 393 573**: This document is believed to be related to U.S. Patent Nos. 4,165,367 and 4,223,009, cited on the attached IDS Form PTO/SB/08.

22. **FR 2 710 646**: This document is believed to be related to U.S. Patent No. 5,711,940, cited on the attached IDS Form PTO/SB/08.

23. FR 2 792 190: An English language Derwent abstract of this document is listed on the attached IDS Form PTO/SB/08, and a copy of the abstract is submitted herewith.
24. FR 2 831 430: An English language Derwent abstract of this document is listed on the attached IDS Form PTO/SB/08, and a copy of the abstract is submitted herewith.
25. FR 2 823 101: This document is believed to be related to U.S. Publication No. 2003/0039621.
26. FR 2 821 430: An English language Derwent abstract of this document is listed on the attached IDS Form PTO/SB/08, and a copy of the abstract is submitted herewith.
27. FR 2 842 417: This document is believed to be related to U.S. Publication No. 2004/0241118, cited on the attached IDS Form PTO/SB/08.
28. FR 2 844 709: This document is believed to be related to U.S. Publication No. 2004/0142831, cited on the attached IDS Form PTO/SB/08.
29. JP 06-279323: An abstract of the disclosure of this document can be found in the English language Patent Abstract of Japan, submitted herewith, and cited on the attached IDS Form PTO/SB/08.
30. JP 07-196450: An abstract of the disclosure of this document can be found in the English language Patent Abstract of Japan, submitted herewith, and cited on the attached IDS Form PTO/SB/08.
31. JP 07-324017: This document is also believed to be related to U.S. Patent No. 5,747,013, cited on the attached IDS Form PTO/SB/08.

32. JP 07 309721: An English language Abstract of this document is submitted herewith.
33. JP 08-119836: An English language Abstract of this document is submitted herewith.
34. JP 09-263518: An abstract of the disclosure of this document can be found in the English language Patent Abstract of Japan, submitted herewith, and cited on the attached IDS Form PTO/SB/08.
35. JP 11-124312: This document is believed to be related to U.S. Patent No. 6,326,011, cited on the attached IDS Form PTO/SB/08.
36. JP 2000 319325: This document is believed to be related to U.S. Patent No. 6,552,146, cited on the attached IDS Form PTO/SB/08.
37. JP 2002-201110: This document is believed to be related to U.S. Publication Nos. 2004/0116634, 2004/0167304, 2004/0116628, 2004/0115149, 2004/0115148, 2004/0109838, 2005/0032998, 2004/0097657, 2004/0096409, 2005/0232887, 2004/0115157, 2005/0089536, 2004/0109836, 2004/0141937, 2004/0091444, 2004/0109835, 2008/0069793, 2008/0107617, and 2008/0207773, and U.S. Patent Nos. 6,833,419, 6,891,011, 6,964,995, 7,022,791, 7,025,973, 7,053,146, 7,081,507, 7,151,137, 7,186,405, 7,186,774, 7,244,421, 7,279,154, 7,297,328, 7,332,155, 7,393,520, and 7,399,478, cited on the attached IDS Form PTO/SB/08.
38. JP 2002 201244: JP-2002-201244 was cited by the Examiner cited during the prosecution of Application No. 10/670,478, filing date September 26, 2003, and a computer translation was provided.

39. JP 5-221829: An abstract of the disclosure of this document can be found in the English language Patent Abstract of Japan, submitted herewith, and cited on the attached IDS Form PTO/SB/08.

40. WO 96/10044: This document is believed to be related to U.S. Patent No. 6,280,713 cited on the attached IDS Form PTO/SB/08. This document is also the publication of JP H10-506404, which is not available except in the form of the PCT document. An English-language abstract is also found on the face of the document.

41. WO 98/31329: This document is believed to be related to U.S. Patent No. 6,126,929, cited on the attached IDS Form PTO/SB/08.

42. WO 01/13863: An English language Abstract of this document is submitted herewith. An English-language abstract is also found on the face of the document.

43. WO 01/51018: An English language Abstract of this document is submitted herewith. An English-language abstract is also found on the face of the document.

44. WO 02/05762: This document is believed to be related to U.S. Patent Application Publication No. 2004/0052745, cited on the attached IDS Form PTO/SB/08. An English-language abstract is also found on the face of the document.

45. WO 03/046032: This document is believed to be related to U.S. Publication No. 2003/0124074, cited on IDS Form PTO/SB/08 submitted July 19, 2006, and having been considered by the Examiner, and the U.S. Publication Nos. 2007/0003506, 2007/0003507, and 2008/0159965, cited on the attached IDS Form PTO/SB/08.

46. **WO 2004/022009**: This document is believed to be related to U.S.

Publication Nos. 2004/0137020, 2004/0137021, 2006/0099231, and 2006/0134038, cited on the attached IDS Form PTO/SB/08.

47. **WO 2004/022010**: This document is believed to be related to U.S.

Publication Nos. 2004/0137020, 2004/0137021, 2006/0099231, and 2006/0134038, cited on the attached IDS Form PTO/SB/08.

48. **French Search Report for FR 02/11949**: This is the French Search Report for FR 02/11949 from which co-pending Application No. 10/670,478 (Attorney Docket No. 05725.1242-00) claims priority.

49. **French Search Report for FR 03/11340**: This is the French Search Report for FR 03/11340 from which co-pending Application No. 10/949,448 (Attorney Docket No. 05725.1374-00) claims priority.

50. **International Search Report for PCT/FR03/02841**: This is the International Search Report for the PCT counterpart to co-pending U.S. Application No. 10/529,267 (Attorney Docket No. 05725.1445-00).

51. **International Search Report for PCT/FR03/02849**: This is the International Search Report for the PCT counterpart to co-pending U.S. Application No. 10/529,265 (Attorney Docket No. 05725.1418-00).

52. **International Search Report for PCT/IB2005/000230**: This is the International Search Report for the PCT counterpart to co-pending U.S. Application No. 10/585,817 (Attorney Docket No. 05725.1586-00).

53. **International Search Report for PCT/IB2005/000236**: This is the International Search Report for the PCT counterpart to co-pending U.S. Application No. 10/585,818 (Attorney Docket No. 05725.1589-00).

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

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Dated: March 23, 2009

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